

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

SAINT MICHAEL ACADEMY, INC.,

Plaintiff,

No. 1:20-cv-01194

v.

HON. PAUL L. MALONEY

ELIZABETH HERTEL, in her official
capacity as Director of the Michigan
Department of Health and Human
Services,

MAG. JUDGE GREEN

Defendant.

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DEFENDANT'S MOTION TO DISMISS

For the reasons set forth in the accompanying brief, Defendant Elizabeth Hertel moves this Court for an order dismissing the Amended Complaint in its entirety pursuant to Federal Rules of Civil Procedure 12(b)(1) and (b)(6), and granting Defendant such and further relief as the Court deems just and appropriate.

Pursuant to Local Civil Rule 7.1(d), Defendant's counsel sought Plaintiff's counsel's concurrence with this motion. Plaintiff does not concur with the relief requested in this motion and will oppose the motion.

Respectfully submitted,

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